

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 269 be amended to read as follows:

- 1 Page 3, between lines 6 and 7, begin a new paragraph and insert:
- 2 "Sec. 8. (a) As used in this section, "actual representation
- 3 expenses" refers only to those actual expenses incurred by a labor
- 4 organization in processing a grievance of an employee.
- 5 (b) As used in this section, "nonmember employee" refers to an
- 6 employee who is:
- 7 (1) a member of the bargaining unit of the employer with
- 8 which a labor organization has a contract; and
- 9 (2) not a member of the labor organization.
- 10 (c) Subject to subsection (d), a labor organization may collect
- 11 actual representation expenses from a nonmember employee.
- 12 (d) A labor organization may collect actual representation
- 13 expenses from a nonmember employee only if the nonmember
- 14 employee has specifically requested in writing to be represented by
- 15 the labor organization in processing the grievance. However, such
- 16 a request does not require the nonmember employee to pay any
- 17 expenses incurred by the labor organization in the course of
- 18 general contract negotiations or collective bargaining.
- 19 (e) An assessment and collection of actual representation
- 20 expenses under this section is not considered a violation of section
- 21 7 of this chapter.
- 22 (f) This section is not intended to interfere with rights
- 23 guaranteed employees generally under the federal Labor
- 24 Management Reporting and Disclosure Act of 1959 (29 U.S.C. 401
- 25 et seq.)."
- 26 Page 3, line 7, delete "8." and insert "9."
- 27 Page 3, line 12, delete "9." and insert "10."
- 28 Page 3, line 15, delete "10." and insert "11."
- 29 Page 3, line 23, delete "11." and insert "12."
- 30 Page 3, line 41, delete "12." and insert "13."

- 1 Page 3, line 41, delete "7 through 11" and insert "**7 through 12**".
(Reference is to SB 269 as printed January 10, 2012.)

Senator TALLIAN